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JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CHIPPENDALES USA, LLC,

Plaintiff,

v.

JESUS “JESSE” BANERJEE dba
EASEBE ENTERPRISES INC.,

Defendant.

CV 23-3672 PA (PDx)

JUDGMENT AND PERMANENT
INJUNCTION

Pursuant to the Court’s August 17, 2023 Order granting the Motion for Default
Judgment filed by plaintiff Chippendales USA, LLC (“Plaintiff”), IT IS HEREBY
ORDERED, ADJUDGED, AND DECREED that:

1. Judgment is entered in favor of Plaintiff and against defendant Jesus “Jesse”
Banerjee dba Easebe Enterprises Inc. (“Defendant”);

2. The March 30, 2000 sale of the CHIPPENDALES business,
CHIPPENDALES Marks, and the associated goodwill from CLP Tour, Ltd. to Plaintiff is
valid and binding;

3. Plaintiff is the rightful and exclusive owner of common law and registered
rights in the CHIPPENDALES Marks, as acquired through the March 30, 2000 agreement;

1 4. Plaintiff is the rightful and exclusive owner of common law and registered
2 rights in the CHIPPENDALES Marks, as acquired by its more than 20 years of exclusive
3 and continuous use of the marks;

4 5. Defendant has no rights or legitimate interest in the CHIPPENDALES Marks,
5 or any marks or domain names confusingly similar thereto;

6 6. Easebe Enterprises, Inc., incorporated in California by Somen Banerjee on
7 August 29, 1975, has no rights or legitimate interest in the CHIPPENDALES Marks or any
8 marks or domain names confusingly similar thereto;

9 7. Easebe Enterprises, Inc., incorporated in California by Defendant on January
10 1, 2017, has no rights or legitimate interest in the CHIPPENDALES Marks or any marks or
11 domain names confusingly similar thereto;

12 8. Defendant's unauthorized use of the CHIPPENDALES Marks constitutes
13 federal trademark infringement, federal trademark counterfeiting, federal unfair competition,
14 federal trademark dilution, California trademark dilution, and unfair business practices
15 under California Business & Professions Code § 17200 et seq.;

16 9. Plaintiff shall recover from Defendant the amount of \$10,000.00 in statutory
17 damages for Defendant's trademark infringement and counterfeiting;

18 10. Plaintiff shall recover from Defendant the amount of \$1,200.00 in attorneys'
19 fees;

20 11. Plaintiff is entitled to recover from Defendant post-judgment interest pursuant
21 to 28 U.S.C. § 1961;

22 12. Defendant, whether acting in his personal capacity, acting under any alleged
23 role as administrator of Mr. Somen Banerjee's estate, or acting on behalf of the entity named
24 "Easebe Enterprises, Inc.," or acting in any other capacity, and his agents, employees,
25 attorneys, successors, assigns, affiliates, and joint venturers, and any person(s) in active
26 convert or participation with him, and/or any person(s) acting for, with, by, through or under
27 him, are permanently enjoined from:

- 1 a. Using, in connection with the advertising, promotion, offering for sale,
2 sale, distribution, and rendering of any good or service, any word, term,
3 name, symbol, device, or combination that so resembles Plaintiff's
4 CHIPPENDALES Marks as to be likely to cause confusion, mistake, or
5 deception, including, without limitation, the marks, names, and phrases
6 CHIPPENDALES; CHIPPENDALES & Bow Tie Design (see U.S.
7 Reg. No. 5203733); CHIPPENDALES, LLC; CHIPPENDALES TRUE
8 CRIME STORY; CHIPPENDALES HEIR; CHIPPENDALES
9 ESTATE ADMINISTRATOR; CHIPPENDALES AUTHORITY;
10 CHIPPENDALES CHIEF LEGAL STRATEGIST; and "Strategic
11 Administrator of the world name trademark, CHIPPENDALES";
- 12 b. Using any word, term, name, symbol, device, or combination that (i)
13 causes or is likely to cause confusion, mistake, or deception as to the
14 affiliation or association of Defendant or its products or services with
15 Plaintiff, or as to the origin of Defendant's products or services, (ii)
16 contains any false designation of origin, false or misleading description
17 or representation of fact, (iii) contains any false or misleading
18 advertising, or (iv) causes likely dilution of any of the
19 CHIPPENDALES Trademarks, including, without limitation, the
20 marks, names, and phrases CHIPPENDALES; CHIPPENDALES &
21 Bow Tie Design (see U.S. Reg. No. 5203733); CHIPPENDALES,
22 LLC; CHIPPENDALES TRUE CRIME STORY; CHIPPENDALES
23 HEIR; CHIPPENDALES ESTATE ADMINISTRATOR;
24 CHIPPENDALES AUTHORITY; CHIPPENDALES CHIEF LEGAL
25 STRATEGIST; and "Strategic Administrator of the world name
26 trademark, CHIPPENDALES";
- 27 c. Filing any documents with the U.S. Patent and Trademark Office for or
28 related to any of Plaintiff's registered trademarks (including, without

limitations, U.S. Trademark Reg. Nos. 1197438; 1330855; 2802430; 3127649; 3690717; 3981590; and 5203733), including, without limitation, filing documents for any of the registrations attempting to change their ownership or contact information, or otherwise attempting to gain control of or access to Plaintiff's trademark registrations, and filing documents with the USPTO Assignment Recordation Branch;

- d. Further infringing Plaintiff's rights in and to its CHIPPENDALES Trademarks, or otherwise damaging Plaintiff's goodwill or business reputation;
- e. Further diluting the famous CHIPPENDALES Trademarks; and
- f. Otherwise competing unfairly with Plaintiff in any manner.

13. This Court retains jurisdiction of this matter for purposes of compliance, construction, modification, and enforcement of the injunction; and

14. The Court expressly determines that no just reason exists to delay the entrance of this Judgment, and pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, directs entry of judgment against Defendant as specified herein.

IT IS SO ORDERED.

DATED: August 19, 2023


Percy Anderson
UNITED STATES DISTRICT JUDGE